

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/722,001	HOLZ ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	James W. Cranson	2875	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 6/29/2005.
2. ☒ The allowed claim(s) is/are 10-12 and 14-23.
3. ☒ The drawings filed on 25 November 2003 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance   |
|   | 9. <input type="checkbox"/> Other _____.   |

## **DETAILED ACTION**

### ***Response to Amendment and Remarks***

Applicant has canceled claims 1-9 and added new claims 10-23. The new claims differ from the original claims in that they have been amended for formalities reasons. Applicant provided a cross-reference table to show how the present rejection/indication of allowability applies to the new claims. Old claims 1, 2 are new claims 10-12, old claim 3, allowable is new claim 13, old claims 4,5, allowable are claims 16,17, old claim 7 is new claim 18, old claim 8, allowable is claim 19, old claim 9 is claims 21,22, 9+7+8 is claim 23.

The rejection of claims 1,2 and 9 (now claims 10,11,12 and 21-23) under 35 U.S.C. 102(b) as being anticipated by DE 29609267U1 in the office action mailed 3/25/2005 is withdrawn because Applicant incorporated by amending allowable subject matter from claim 13 into claims 10,21 and canceled claim 13. Allowable subject matter was found in original dependent claims 3-8 (new 13-20) in the office action of 3/25/2005. Applicant incorporated claim 10 into claims 14, 15,18 and 20.

### ***Allowable Subject Matter***

Claims 10-12 and 14-23 are allowed.

The following is an examiner's statement of reasons for allowance: Amended claim 10 has a vehicle headlight with a pressure-tight housing wherein a controller controls the headlight based on pressure within the housing and headlight is switched off, is modified in its light intensity and/or is changed in its emission characteristic depending upon the housing internal pressure.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Claims 11 and 12 are necessarily allowed because of their dependency on the allowed claim 10.

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Amended claim 14 has a vehicle headlight with a pressure-tight housing wherein a controller controls the headlight based on pressure within the housing and headlight is switched off, is modified in its light intensity and/or is changed in its emission characteristic depending upon the housing internal pressure and adds a display unit for vehicle occupants that warns occupants of headlight condition based on pressure within the housing.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Amended claim 15 has a vehicle headlight with a pressure-tight housing wherein a controller controls the headlight based on pressure within the housing and headlight is switched off, is modified in its light intensity and/or is changed in its emission characteristic depending upon the housing internal pressure and adds that light source is a single semi-conductor light source or an array of high intensity semi-conductor light sources.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Claims 16 and 17 are necessarily allowed because of their dependency on the allowed claim 15.

Amended claim 18 has a vehicle headlight with a pressure-tight housing wherein a controller controls the headlight based on pressure within the housing and headlight is switched off, is modified in its light intensity and/or is changed in its emission characteristic depending upon the housing internal pressure and adds that the headlight is provided with a pump, which is adapted for producing a predetermined pressure or vacuum within the housing.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Claim 19 is necessarily allowed because of the dependency on the allowed claim 18.

Amended claim 20 has a vehicle headlight with a pressure-tight housing wherein a controller controls the headlight based on pressure within the housing and headlight is switched off, is

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modified in its light intensity and/or is changed in its emission characteristic depending upon the housing internal pressure and adds that the controller is a pressure-sensitive switch.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Amended claim 21 has a process for improving the safety of operation of a headlight in the case that the headlight housing becomes damaged, the headlight comprising a light source provided within a housing, the process comprising : sensing the pressure within the housing, relaying the sensed pressure to a controller associated with the headlight which controls the headlight based on the pressure within the housing, thereby controlling of the headlight emission depending upon the pressure within the housing.

The prior art of record fails to show or suggest the applicant's invention as claimed.

Claims 22 and 23 are necessarily allowed because of their dependency on the allowed claim 21.

### *Conclusion*

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James W. Cranson whose telephone number is 571-272-2368.

The examiner can normally be reached on Mon-Fri 8:30A.M.- 5:00P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandy O'Shea can be reached on 571-272-2378. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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THOMAS M. SEMBER  
PRIMARY EXAMINER